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8 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 ELECTRONIC RECYCLING
11 ASSOCIATION OF ALBERTA d/b/a
12 ELECTRONIC RECYCLING
ASSOCIATION,

13 Plaintiff,

14 v.

15 BASEL ACTION NETWORK and
JAMES PUCKETT,

16 Defendants.
17

CASE NO. 18-1601MJP

MINUTE ORDER

18 The following minute order is made by the direction of the court, the Honorable Marsha
19 J. Pechman, United States District Judge: The Court is in receipt of Defendant Basel Action
20 Network (“BAN”)’s Motion to Dismiss. (Dkt. No. 8.) Plaintiff did not file any opposition to the
21 Motion to Dismiss, and BAN has not filed any reply. However, shortly after the Motion to
22 Dismiss was filed, Plaintiff filed an Amended Complaint (“FAC”). (Dkt. No. 9.) In addition to
23 setting forth additional factual allegations in support of the existing claims, the FAC names
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1 BAN's Executive Director and Founder as an individual defendant and adds a cause of action for
2 false advertising. (Id.)

3 In light of the filing of the FAC, BAN is hereby ORDERED to file, within seven (7) days
4 of the date of this Minute Order, a supplemental briefing explaining to the Court (1) whether the
5 Motion to Dismiss has been mooted by the filing of the FAC or (2) whether it intends that the
6 arguments made in the Motion to Dismiss be applied equally to the defamation and tortious
7 interference claims in the FAC. The supplemental briefing shall not exceed ten (10) pages.

8 The clerk is ordered to provide copies of this order to all counsel.

9 Filed December 27, 2018.

10 William M. McCool
11 Clerk of Court

12 s/Paula McNabb
13 Deputy Clerk
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